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Attorneys for Defendants  
NATIONAL RAILROAD PASSENGER CORPORATION,  
UNION PACIFIC RAILROAD COMPANY, AND  
JACOB KEATING

UNITED STATES DISTRICT COURT—  
EASTERN DISTRICT OF CALIFORNIA—SACRAMENTO DIVISION

JOSHUA WARD, FONDA WARD,

Plaintiffs,

v.

CALIFORNIA DEPARTMENT OF  
TRANSPORTATION/CALTRANS;  
CALIFORNIA AMTRAK; STATE OF  
CALIFORNIA; JACOB KEATING; COUNTY  
OF SACRAMENTO; COUNTY OF YOLO;  
CITY OF WEST SACRAMENTO; UNION  
PACIFIC RAILROAD COMPANY, a business  
organization of unknown status; and DOES 1  
through 50, inclusive,

Defendants.

Case No. CIV S-04-678 FCD PAN

**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE—  
EACH PARTY TO BEAR THEIR OWN  
COSTS**

Plaintiffs JOSHUA WARD and FONDA WARD, and Defendants NATIONAL  
RAILROAD PASSENGER CORPORATION, UNION PACIFIC RAILROAD COMPANY, AND  
JACOB KEATING by and through their counsel of record hereby stipulate that the above-  
captioned action be and hereby is dismissed with prejudice as to Defendant NATIONAL  
RAILROAD PASSENGER CORPORATION, UNION PACIFIC RAILROAD COMPANY, AND

JACOB KEATING pursuant to Federal Rule of Civil Procedure 41(a)(1). Each party agrees to bear their own costs.

DATED: March 15, 2006

LOMBARDI, LOPER & CONANT, LLP

By: /s/ An H. Nguyen  
AN H. NGUYEN  
Attorneys for Defendant  
NATIONAL RAILROAD PASSENGER CORP.,  
UNION PACIFIC RAILROAD CO., AND  
JACOB KEATING

DATED: March 15, 2006

LAW OFFICES OF ROBERT A. PIERING

By: /s/ Robert A. Piering  
ROBERT A. PIERING  
Attorneys for Plaintiffs  
JOSHUA WARD AND FONDA WARD

**ORDER**

IT IS SO ORDERED.

DATED: May 15, 2006

By: /s/ Frank C. Damrell Jr.  
U.S. District Court Judge

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